IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 14TH JUNE 2007 / 24TH JYAISHTA 1929

Crl.Rev.Pet.No. 2362 of 2007()

CRA.402/2006 of SPL.COURT IV ADDL.SESSIONS COURT, ERNAKULAM
CC.1372/2003 of THE JFCM, KOTHAMANGALAM

.....

REVN. PETITIONER:

MATHAI,AGD 47 YEARS,S/O.GEEVARGHESE,
MUNDACKAL HOUSE,PAYYAL KARA,
ASAMANOOR VILLAGE.

BY ADV. SRI.K.SUNILKUMAR

RESPONDENTS:

---

1. POULOSE,S/O.VARGHESE,VICHATTU VEEDU,
VADASSERY KARA,KOTTAPPADY VILLAGE.

2. STATE OF KERALA REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNAKULAM.

R2 BY PUBLIC PROSECUTOR SRI C.M. KAMMAPPU.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 14/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. of 2007

Dated this the day of June, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to imprisonment till rising of the court and to pay a compensation of Rs.95,000/- to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for 3 months. The revision petitioner has only sought for time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted 6 months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the JFCM, Kothamangalam on 12-12-2007 to receive the sentence.

NBW pending, if any, shall be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/